

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ABBOTT LABORATORIES, an Illinois corporation, FOURNIER INDUSTRIE ET SANTÉ, a French corporation, and LABORATOIRES FOURNIER S.A., a French corporation,)
Plaintiffs,)
v.) Civil Action No. 02-1512-KAJ
TEVA PHARMACEUTICALS USA, INC., a Delaware Corporation,) (Consolidated)
Defendant.)
TEVA PHARMACEUTICALS USA, INC., a Delaware corporation, TEVA PHARMACEUTICAL INDUSTRIES LIMITED, an Israeli corporation, and NOVOPHARM, LTD., a Canadian corporation,)
Counterclaim-Plaintiffs,)
v.)
ABBOTT LABORATORIES, an Illinois corporation, FOURNIER INDUSTRIE ET SANTÉ, a French corporation, and LABORATOIRES FOURNIER S.A., a French corporation,)
Counterclaim-Defendants.)

ABBOTT LABORATORIES, an Illinois corporation, FOURNIER INDUSTRIE ET SANTÉ, a French corporation, and LABORATOIRES FOURNIER S.A., a French corporation,)
Plaintiffs,)
v.) Civil Action No. 03-120-KAJ
(Consolidated)
IMPAX LABORATORIES, INC., a Delaware corporation,)
Defendant.)
IMPAX LABORATORIES, INC., a Delaware corporation,)
Counterclaim-Plaintiff)
v.)
ABBOTT LABORATORIES, an Illinois corporation, FOURNIER INDUSTRIE ET SANTÉ, a French corporation, and LABORATOIRES FOURNIER S.A., a French corporation,)
Counterclaim-Defendants.)
IN RE TRICOR DIRECT PURCHASER ANTITRUST LITIGATION) Civil Action No. 05-340-KAJ
(Consolidated)
THIS DOCUMENT RELATES TO:)
ALL ACTIONS)
IN RE TRICOR INDIRECT PURCHASER ANTITRUST LITIGATION) Civil Action No. 05-360-KAJ
(Consolidated)
THIS DOCUMENT RELATES TO:)
ALL ACTIONS)

ORDER

For the reasons set forth in the Memorandum Opinion issued in this matter today,

IT IS HEREBY ORDERED that the Consolidated Motion to Dismiss (C.A. 02-1512, D.I. 383; C.A. 02-1512, D.I. 429; C.A. 03-120, D.I. 294; C.A. 05-340, D.I. 38; C.A. 05-360, D.I. 39) is DENIED.



UNITED STATES DISTRICT JUDGE

May 26, 2006
Wilmington, Delaware